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BEFORE THE ARIZONA CORPOR

RECEIVED

COMMISSIONERS

BOB STUMP- CHAIRMAN

GARY PIERCE

BRENDA BURNS

BOB BURNS

SUSAN BITTER SMITH

2013 JUL -1 P 2:13

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF)
SPECTROTEL, INC. DBA ONETOUCH)
COMMUNICATIONS DBA TOUCH BASE)
COMMUNICATIONS FOR APPROVAL OF A)
CERTIFICATE OF CONVENIENCE AND)
NECESSITY TO PROVIDE RESOLD LONG)
DISTANCE AND FACILITIES-BASED LOCAL)
EXCHANGE TELECOMMUNICATIONS)
SERVICES IN ARIZONA.)

DOCKET NO. T-20821A-11-0385

**NOTICE OF FILING
COMPLIANCE**

Pursuant to Decision No. 73917, Spectrotel, Inc. hereby files a copy of a performance bond in the amount of \$135,000. The original of this bond will be filed in the Business Office of the Arizona Corporation Commission.

RESPECTFULLY SUBMITTED this 1st day of July 2013.

ROSHKA DEWULF & PATTEN, PLC

By

Michael W. Patten

One Arizona Center

400 East Van Buren Street, Suite 800

Phoenix, Arizona 85004

Attorneys for Spectrotel, Inc.

Arizona Corporation Commission
DOCKETED

JUL - 1 2013

DOCKETED BY

ROSHKA DEWULF & PATTEN, PLC
ONE ARIZONA CENTER
400 EAST VAN BUREN STREET - SUITE 800
PHOENIX, ARIZONA 85004
TELEPHONE NO 602-256-6100
FACSIMILE 602-256-6800

1 Original and 13 copies of the foregoing
2 filed this / 28 day of July 2013 with:

3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington Street
6 Phoenix, Arizona 85007

7 Copy of the foregoing hand-delivered/mailed
8 this / 28 day of July 2013 to:

9 Brian Bozzo
10 Utilities Division
11 Arizona Corporation Commission
12 1200 West Washington
13 Phoenix, Arizona 85007

14
15 By Mary Appolito
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PR *Platte River* INSURANCE COMPANY

LICENSE AND PERMIT BOND

KNOW ALL MEN BY THESE PRESENTS:

BOND No.:

That we, Spectrotel, Inc. of 3535 Route 66, Suite 7, Neptune, NJ 07753, as Principal, and Platte River Insurance Company, a Nebraska Corporation, duly licensed to do business in the State of Arizona, as Surety, are held and firmly bound unto the Arizona Corporate Commission, Obligee, in the amount of One Hundred Thirty Five Thousand---- (\$135,000.00) DOLLARS, lawful money of the United States, to be paid to the said Obligee, for which payment well and truly to be made, we bind ourselves and our legal representatives, jointly and severally.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas, the Principal is desirous of obtaining a license from Arizona Corporate Commission to carry on business as Facilities-Based Providers of Local Exchange.

NOW THEREFORE, if the Principal shall faithfully perform the duties and comply with the laws and ordinances (including all amendments), pertaining to the license or permit, then this obligation to be void, otherwise to remain in full force and effect for a period commencing on the 22nd day of May, 20 13, and ending on the 22nd day of May, 20 14, unless renewed by continuation certificate. This bond may be canceled and the Surety relieved of all further liability hereunder by the Surety's giving thirty (30) days written notice thereof to the Principal and Obligee. Notice of the surety's intent to cancel does not release the surety or principal from past liability.

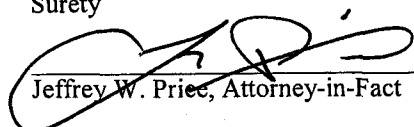
Regardless of the number of breaches of contract or terms this bond is in effect the total liability of the surety shall not exceed the penal sum of this bond.

Dated this 22nd day of May, 20 13.

Spectrotel, Inc.
Principal

By _____

Platte River Insurance Company
Surety


Jeffrey W. Price, Attorney-in-Fact

Platte River Insurance Company
115 Glastonbury Blvd
Glastonbury, CT 06033

Firm Acknowledgment

State of _____ }
County of _____ } ss:

On this _____ day of _____, 2013, before me personally came _____ to me known and who being by me duly sworn, did depose and say that he is the _____ of Spectrotel, Inc. the corporation described in and which executed the above instrument; that he knows the seal of said corporation, that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his/her name thereto by like order.

My commission expires _____
Notary Public

Surety Acknowledgment

State of New York }
County of Nassau } ss:

On this 22nd day of May, 2013, before me personally came Jeffrey W. Price to me known, who, being by me duly sworn, did depose and say that he/she is an attorney-in-fact of Platte River Insurance Company the corporation described in and which executed the within instrument; that he knows the corporate seal of said corporation; that the seal affixed to the within instrument is such corporate seal, and that he signed the said instrument and affixed the said seal as Attorney-in-Fact by authority of the Board of Directors of said corporation and by authority of this office under the Standing Resolutions thereof.

My commission expires _____

Notary Public

JOSEPH ZASO
NOTARY PUBLIC, STATE OF NEW YORK
NO. 01ZA6012980
QUALIFIED IN NASSAU COUNTY
COMMISSION EXPIRES ~~9/08/13~~
10/17/14

PLATTE RIVER INSURANCE COMPANY
BALANCE SHEET
December 31, 2012

Admitted Assets	2012
Cash and invested assets:	
Bonds	\$89,187,216
Common stocks	14,390,140
Cash, cash equivalents and short-term investments	11,945,258
Total cash and invested assets	<u>115,522,614</u>
Investment income due and accrued	465,735
Uncollected premiums and agents' balances in course of collection	967,417
Deferred premiums, agents' balances and installments booked but deferred and not yet due	2,884,325
Net deferred tax asset	946,662
Receivables from parent, subsidiaries and affiliates	1,464,188
Other admitted assets	3,154
Total admitted assets	<u>\$122,254,095</u>
Liabilities and Surplus as Regards Policyholders	
Liabilities:	
Losses	\$21,799,315
Reinsurance payable on paid losses and loss adjustment expenses	713,168
Loss adjustment expenses	3,701,079
Commissions payable, contingent commissions and other similar charges	600,960
Other expenses (excluding taxes, licenses and fees)	634,610
Taxes, licenses and fees (excluding federal and foreign income taxes)	190,809
Current federal and foreign income taxes	19,899
Unearned premiums	10,974,657
Ceded reinsurance premiums payable (net of ceding commissions)	3,765,359
Amounts withheld or retained by company for account of others	41,562,728
Remittances and items not allocated	27,549
Other liabilities	519,003
Total liabilities	<u>84,509,136</u>
Surplus as regards policyholders:	
Common capital stock	4,800,000
Gross paid in and contributed surplus	30,739,907
Unassigned funds (surplus)	2,205,052
Surplus as regards policyholders	<u>37,744,959</u>
Total liabilities and capital and surplus	<u>\$122,254,095</u>

I, David Pauly, CEO and President of Platte River Insurance Company do hereby certify that to the best of my knowledge and belief, the foregoing is a full and true statutory Statement of Admitted Assets and Liabilities, Capital and Surplus of the Operation at December 31, 2012, prepared in conformity with the accounting practices prescribed by the Insurance Department of the State of Nebraska. IN WITNESS WHEREOF, I have set my hand and affixed the seal of the Corporation at Middleton, Wisconsin.

David Pauly

David Pauly
CEO & President



**PLATTE RIVER INSURANCE COMPANY
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS. That the **PLATTE RIVER INSURANCE COMPANY**, a corporation of the State of Nebraska, having its principal offices in the City of Middleton, Wisconsin, does make, constitute and appoint

-----JEFFREY W PRICE; MARY ANNA PRICE; RACHEL PRICE-----

its true and lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf, as surety, and as its act and deed, any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

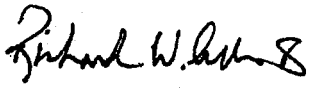
-----ALL WRITTEN INSTRUMENTS IN AN AMOUNT NOT TO EXCEED: \$20,000,000.00-----

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of **PLATTE RIVER INSURANCE COMPANY** at a meeting duly called and held on the 8th day of January, 2002.

"RESOLVED, that the President, and Vice-President, the Secretary or Treasurer, acting individually or otherwise, be and they hereby are granted the power and authorization to appoint by a Power of Attorney for the purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, one or more vice-presidents, assistant secretaries and attorney(s)-in-fact, each appointee to have the powers and duties usual to such offices to the business of the Corporation; the signature of such officers and the seal of the Corporation may be affixed to such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Corporation in the future with respect to any bond or undertaking or other writing obligatory in the nature thereof to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any of said officers, at any time."


IN WITNESS WHEREOF, the **PLATTE RIVER INSURANCE COMPANY** has caused these presents to be signed by its officer undersigned and its corporate seal to be hereto affixed duly attested, this 2nd day of May, 2011.

Attest:


Richard W. Allen III
President
Surety & Fidelity Operations



PLATTE RIVER INSURANCE COMPANY


David F. Pauly
CEO & President

STATE OF WISCONSIN }
COUNTY OF DANE } S.S.:

On the 2nd day of May, 2011 before me personally came David F. Pauly, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Dane, State of Wisconsin; that he is President of **PLATTE RIVER INSURANCE COMPANY**, the corporation described herein and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.



CERTIFICATE



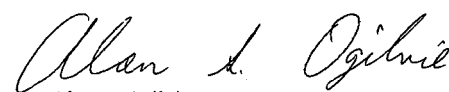
Daniel W. Krueger
Notary Public, Dane Co., WI
My Commission Is Permanent

STATE OF WISCONSIN }
COUNTY OF DANE } S.S.:

I, the undersigned, duly elected to the office stated below, now the incumbent in **PLATTE RIVER INSURANCE COMPANY**, a Nebraska Corporation, authorized to make this certificate, **DO HEREBY CERTIFY** that the foregoing attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Middleton, State of Wisconsin this 22nd day of May, 2011




Alan S. Ogilvie
Secretary

THIS DOCUMENT IS NOT VALID UNLESS PRINTED ON GREEN SHADED BACKGROUND WITH A RED SERIAL NUMBER IN THE UPPER RIGHT HAND CORNER. IF YOU HAVE ANY QUESTIONS CONCERNING THE AUTHENTICITY OF THIS DOCUMENT CALL 800-475-4450.